

**IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO
EASTERN DIVISION**

MATTHEW BURGHARDT, as guardian of
Matthew B. Burghardt,

Plaintiff,

-vs-

EZEKIEL RYAN, ET. AL.,

Defendants.

CASE NO.: 5:19-CV-00325

JUDGE SARA LIOI

**PARTIES' FED. R. CIV. P. 26(f)
REPORT**

1. MEETING:

Pursuant to FED. R. CIV. P. 26(f) and LR 16.3(b), a meeting was held on May 31, 2019, and was attended by:

Counsel for Plaintiff: Jacqueline Greene
Counsel for Defendant Ryan: Kenneth A. Calderone
Counsel for Defendant London: Gregory A. Beck

2. INITIAL DISCLOSURES:

Pursuant to the Court's order and FED. R. CIV. P. 26(a)(1), Plaintiff served initial disclosures on Defendants on May 29, 2019, and Defendants will serve their initial disclosures by June 5, 2019.

3. TRACK ASSIGNMENT:

The parties recommend that the case be placed on the Standard Track.

4. ADR:

Plaintiff is open to ADR. Defendants state that ADR is not appropriate at this time, but may be suitable to ADR after completion of some discovery.

5. CONSENT TO MAGISTRATE JUDGE:

The parties do not consent to the jurisdiction of the United States Magistrate Judge pursuant to 28 U.S.C. § 636(c).

6. SUBJECT OF THE LITIGATION:

The subject of this litigation includes claims brought pursuant to 42 U.S.C. §1983 for Fourth Amendment violations and related state law claims related to the February 13, 2018 shooting of Matthew B. Burghardt by Defendants London and Ryan.

7. RECOMMENDED CUT-OFF DATE FOR AMENDING PLEADINGS AND/OR ADDING PARTIES:

September 16, 2019

8. RECOMMENDED DISCOVERY PLAN:

(a) Subject, Nature, and Extent of Discovery:

The Parties intend to conduct discovery, including written discovery and approximately 10-15 depositions per side, concerning liability and damages.

(b) Non-Expert Discovery Cut-off Date:

December 16, 2019

(c) ESI:

At this time, it is unclear whether this case will involve the production of ESI. Should the need arise, the parties will confer to determine the terms of electronic discovery, and in the event that an agreement cannot be reached, will follow Appendix K to Northern District Ohio Local Rules.

(d) Expert Report(s) Due Date:

January 20, 2020

(e) Rebuttal Expert Report(s) Due Date:

February 20, 2020

(f) Expert Discovery Cut-off Date:

April 1, 2020

9. RECOMMENDED DISPOSITIVE MOTION PLAN:

(a) Dispositive Motion Due Date:

April 15, 2020

(b) Opposition to Dispositive Motion Due Date:

May 15, 2020

(c) Replies in Support of Dispositive Motion Due Date:

May 29, 2020

10. RECOMMENDED DATE FOR A STATUS HEARING:

April 2, 2020

11. RECOMMENDED DATE FOR A FINAL PRE-TRIAL CONFERENCE:

August 3, 2020

12. RECOMMENDED TRIAL DATE:

August 24, 2020

13. OTHER MATTERS FOR THE ATTENTION OF THE COURT:

None at this time.

Respectfully submitted,

/s/ Jacqueline Greene

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CERTIFICATE OF SERVICE

I hereby certify that on June 3, 2019, a copy of the foregoing was filed electronically.

Notice of this filing will be sent to all registered parties by operation of the Court's electronic filing system. Parties may access this filing through the Court's system.

/s/ Jacqueline Greene
JACQUELINE GREENE (0092733)
One of the Attorneys for Plaintiff